

AN ORDINANCE approving the awarding of Reference #5046 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and UNDERGROUND PIPE & VALVE, INC. for the Water Maintenance & Service Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

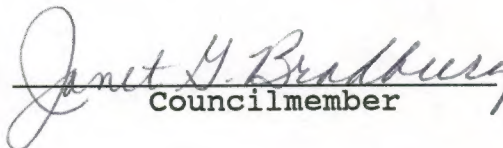
SECTION 1. That Reference #5046 between the City of Fort Wayne, by and through its Department of Purchasing and UNDERGROUND PIPE & VALVE, INC. for the Water Maintenance & Service Department, is hereby ratified, and affirmed and approved in all respects, respectfully for:

the purchase of water main materials for the replacement and upgrade of facilities in conjunction with State Highway project to widen and improve Stellhorn Road for the Water Maintenance & Service Department;

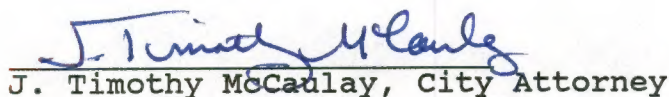
involving a total cost of Thirty-Nine Thousand Five Hundred Fifty-Four and 85/100 Dollars (\$39,554.85).

SECTION 2. Prior Approval has been requested from Common Council on MARCH 24, 1992. Two copies of said Reference are on file with the Office of the City Clerk and made available for public inspection, according to law.

SECTION 3. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.


Councilmember

APPROVED AS TO FORM
AND LEGALITY


J. Timothy McCauley, City Attorney

REFERENCE NO.:	5046
DEPARTMENT:	WATER MAINTENANCE
DATE:	03/24/92
ITEM/SERVICE:	WATER MAIN MATERIALS
ADVERTISED BID:	YES
DATES ADVERTISED:	2/19/92 & 2/26/92
DATE OPENED:	3/9/92
WRITTEN QUOTE:	
DATE DUE:	
VERBAL QUOTE:	
SINGLE SOURCE:	
NO. OF VENDORS NOTIFIED:	6
NO. OF VENDORS RECEIVING BID:	3
NO. OF VENDORS RETURNING BID:	3
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	0
DATE SENT TO DEPT FOR RECOMM:	3/11/92
DATE RECOMM RECEIVED BACK:	3/11/92
DATE SENT TO LAW DEPARTMENT:	3/16/92
INTRODUCTION DATE:	3/24/92
DISCUSSION DATE:	4/7/92
PASSAGE DATE:	4/21/92

REFERENCE NO. 5046
 WATER CONSTRUCTION MATERIALS
 3/9/92

DESCRIPTION	QTY	UNDERGROUND PIPE		E J P MIDWEST		TREATY COMPANY	
12" SLEEVE	13	\$91.50	\$1,189.50	\$69.00	\$897.00	\$92.40	\$1,201.20
16" SLEEVE	12	\$234.50	\$2,814.00	\$189.00	\$2,268.00	\$235.85	\$2,830.20
12X22 1/2 ELBOW	4	\$115.00	\$460.00	\$111.30	\$445.20	\$113.73	\$454.92
12X11 ELBOW	1	\$115.00	\$115.00	\$111.30	\$111.30	\$113.73	\$113.73
IRON PIPE	1425	\$10.09	\$14,378.25	\$11.42	\$16,273.50	\$11.57	\$16,487.25
BUTTERFLY	3	\$1,027.50	\$3,082.50	\$1,050.00	\$3,150.00	\$1,137.60	\$3,412.80
12X18 OFFSET	6	\$703.00	\$4,218.00	\$760.80	\$4,564.80	\$790.14	\$4,740.84
12X24 OFFSET	6	\$869.00	\$5,214.00	\$940.60	\$5,643.60	\$976.86	\$5,861.16
12X45 ELBOW	18	\$115.00	\$2,070.00	\$111.30	\$2,003.40	\$113.73	\$2,047.14
16X45 ELBOW	12	\$294.00	\$3,528.00	\$276.35	\$3,316.20	\$295.13	\$3,541.56
12 RETAIN GLAND	34	\$30.40	\$1,033.60	\$25.00	\$850.00	\$30.50	\$1,037.00
16 RETAIN GLAND	24	\$60.50	\$1,452.00	\$49.75	\$1,194.00	\$62.18	\$1,492.32
			\$39,554.85		\$40,717.00		\$43,220.12

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 3/9/92 BID REFERENCE # 5046

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR WATER CONSTRUCTION MATERIALS
FOR THE WATER MAINTENANCE DEPARTMENT PER SPECIFICATIONS.

AND REQUESTED BY WATER MAINTENANCE & SERVICE

THIS BID REQUIRES A XXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: %
IF PAID WITHIN DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Underground Pipe + Valve Inc
STREET ADDRESS 617 Key Road
CITY FT WAYNE PHONE # 483/457
BY James P Butler
REPRESENTATIVE SIGNATURE

PRICE SHEET/SPECIFICATIONS

QTY	UNIT	DESCRIPTION/ITEM	COST	/	TOTAL
13	EA	12" SOLID SLEEVES MJ W/GASKETS, BOLTS, & GLANDS	\$ <u>91⁵⁰</u>	/	\$ <u>1189⁵⁰</u>
12	EA	16" SOLID SLEEVES MJ W/GASKETS, BOLTS, & GLANDS	\$ <u>234⁵⁰</u>	/	\$ <u>2814⁰⁰</u>
4	EA	12" X 22 1/2 DEGREE ELBOWS MJ W/GLANDS & GASKETS	\$ <u>115⁰⁰</u>	/	\$ <u>460⁰⁰</u>
1	EA	12" X 11 1/4 DEGREE ELBOWS MJ W/GLANDS & GASKETS	\$ <u>115⁰⁰</u>	/	\$ <u>115⁰⁰</u>
1425	FT	12" X 18' DUCTILE IRON PIPE, SLIP JOINT, CEMENT LINED, CL50 (AWARDED VENDOR MUST DELIVER PIPE TO JOB SITE)	\$ <u>10⁰⁹</u>	/	\$ <u>14,378²⁵</u>
3	EA	16" BUTTERFLY VALVE MJ W/ACCESSORIES	\$ <u>1027⁵⁰</u>	/	\$ <u>3082⁵⁰</u>
6	EA	12" X 18" OFFSET, MJ X MJ	\$ <u>703⁰⁰</u>	/	\$ <u>4218⁰⁰</u>
6	EA	12" X 24" OFFSET, MJ X MJ	\$ <u>869⁰⁰</u>	/	\$ <u>5214⁰⁰</u>
18	EA	12" X 45 DEGREE ELBOW, MJ W/GLANDS & GASKETS	\$ <u>115⁰⁰</u>	/	\$ <u>2070⁰⁰</u>
12	EA	16" X 45 DEGREE ELBOW, MJ W/GLANDS & GASKETS	\$ <u>294⁰⁰</u>	/	\$ <u>3528⁰⁰</u>
34	EA	12" RETAINER GLAND, SET SCREW, MJ FOR DUCTILE IRON PIPE	\$ <u>30⁴⁰</u>	/	\$ <u>1033⁶⁰</u>
24	EA	16" RETAINER GLAND, SET SCREW, MJ FOR DUCTILE IRON PIPE	\$ <u>60⁵⁰</u>	/	\$ <u>1452⁰⁰</u>

TOTAL BID PRICE: \$ 39,554⁸⁵

DELIVERY TIME: STOCK TO 2 WEEKS

FOB: FORT WAYNE

PRICES TO BE HELD FIRM THROUGH 12/31/92

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

~~Date:~~ February 28, 1992

1. Governmental Unit: Department of Purchasing City of Fory Wayne
2. County: Allen County
3. Bidder (Firm): Underground Pipe & Valve, Inc.
Address: P.O. Box 508
City/State: South Bend, IN 46624
4. Telephone Number: 219-282-2323
5. Agent of Bidder (if applicable): 219-282-2323

Pursuant to notices given, the undersigned offers bid(s) to _____ (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bladder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
L. J. Smith COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Underground Pipe & Valve

Signature of Bidder or Agent _____

Subscribed and sworn to before me this 28 day of Feb, 1992.

My Commission Expires: Sept 9, 1992

County of Residence: St. Joseph

Helen Quach
Notary Public

Heidi Luck
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for _____ and promises to pay the undersigned bidder upon delivery the price _____ classes or items numbered _____ quoted for the materials stipulated in said bid.

Contracting Authority Numbers:

Date: _____



**AMWEST SURETY
INSURANCE COMPANY**

WOODLAND HILLS, CALIFORNIA

BOND NO.: 1266808

PREMIUM: \$100.00

BID DATE: 3/9/92

PUBLIC WORKS BID BOND

Know all men by these presents:

That we, Underground Pipe & Valve, Inc.

(hereinafter called Principal), as Principal, and **AMWEST SURETY INSURANCE COMPANY**, a corporation (hereinafter called Surety), organized and existing under the laws of the State of California and authorized to transact a general surety business in the State of

Indiana

City of Fort Wayne,

Department of Purchasing

(hereinafter called Obligor) in the penal sum of Five percent (5%) of the bid amount, but in no event to exceed

Two Thousand Two Hundred and no/100----- Dollars (\$ 2,200.00)

for the payment of which the Principal and the Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. THE CONDITION OF THIS OBLIGATION IS SUCH, that, whereas the Principal has

submitted or is about to submit a proposal to the Obligor on a contract for Project 5046- City of Fort

Wayne, Water Construction Materials

NOW, THEREFORE, if the contract is awarded to the Principal and the Principal has within such time as may be specified, entered into the contract in writing, and provided a bond, with surety acceptable to the Obligor for the faithful performance of the contract; or if the Principal shall fail to do so, pay to the Obligor the difference not to exceed the penalty hereof between the amount specified in the bid and such larger amount for which the Obligor may in good faith contract with another party to perform the work covered by the bid, then this obligation shall be void; otherwise to remain in full force and effect.

SIGNED, SEALED AND DATED THIS 24th DAY OF February 1992

Underground Pipe & Valve, Inc.

(Print or type name of Principal)

By: James P. Butler

(Signature of Principal)



AMWEST SURETY INSURANCE COMPANY

By: Sharon E. Calvin

Sharon E. Calvin

Attorney-in-Fact

LIMITED POWER OF ATTORNEY

Amwest Surety Insurance Company

BOND NUMBER
1266808

POWER NUMBER
0130311

-89

NOT VALID FOR BONDS
EXECUTED ON OR AFTER
1-29-93

PRINCIPAL Underground Pipe & Valve, Inc.

PENAL SUM

\$2,200.00

OBLIGEE City of Fort Wayne, Department of Purchasing

READ CAREFULLY - To be used only in conjunction with the bond specified herein

This document is printed on multi-colored security paper with black and red ink, with border in blue ink and bears the raised seal of Amwest Surety Insurance Company (the "Company"). Only unaltered originals of this Power of Attorney are valid. This Power of Attorney is valid solely in connection with the execution and delivery of the bond noted above and may not be used in conjunction with any other power of attorney. No representations or warranties regarding this Power of Attorney may be made by any person. This Power of Attorney is governed by the laws of the State of California. Any power of attorney used in connection with any bond issued by the Company must be on this form and no other form shall have force or effect.

KNOW ALL MEN BY THESE PRESENTS, that Amwest Surety Insurance Company, a California corporation (the "Company"), does hereby make, constitute and appoint:

SHARON E. CALVIN

AS AN EMPLOYEE OF AMWEST SURETY INSURANCE COMPANY

its true and lawful Attorney-in-Fact, with limited power and authority for and on behalf of the Company as surety, to execute, deliver and affix the seal of the Company thereto if a seal is required on bonds, undertakings, recognizances or other written obligations in the nature thereof as follows:

Bid Bonds up to \$1,000,000.00**

Contract (Performance & Payment), Court, Subdivision \$1,000,000.00**

License & Permit Bonds up to \$1,000,000.00**

Miscellaneous Bonds up to \$1,000,000.00**

Small Business Administration Guaranteed Bonds up to \$1,250,000.00**

and to bind the Company thereby. This appointment is made under and by authority of the By-Laws of the Company, which are now in full force and effect.

CERTIFICATE

I, the undersigned secretary of Amwest Surety Insurance Company, a California corporation, DO HEREBY CERTIFY that this Power of Attorney remains in full force and effect and has not been revoked and furthermore, that the resolutions of the Board of Directors set forth on the reverse, and that the relevant provisions of the By-Laws of the Company, are now in full force and effect.

Signed and sealed at Indpls. IN this 24th day of February 19 92


Karen G. Cohen, Secretary

0000130311 - 89



6320 Canoga Avenue Post Office Box 4500 Woodland Hills, CA 91365-4500 TEL 818 704-1111

Read the first time in full and on motion by Bradbury, seconded by James, and duly adopted, read the second time by title and referred to the Committee on City Affairs (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 3-24-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by _____, and duly adopted, placed on its passage. PASSED ~~Lost~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>9</u>			
BRADBURY	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 4-14-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. 2-68-92 on the 14th day of April, 1992

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Thomas E. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of April, 1992, at the hour of 1:30 o'clock P. M., E.S.T.

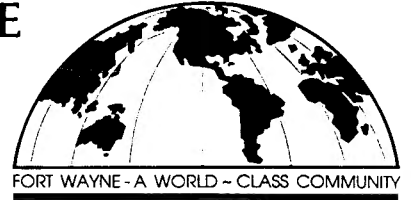
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 16th day of April, 1992, at the hour of 8:45 o'clock A. M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR



THE CITY OF FORT WAYNE



Paul Helmke
Mayor

March 12, 1992

The Common Council
Fort Wayne IN

RE: Reference No. 5046

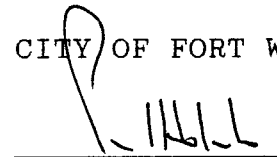
Gentlemen and Ladies:

The Department of Purchases respectfully requests "Prior Approval" for the award of Reference No. 5046, with respect to the purchase of water main materials for replacement and upgrade of facilities in conjunction with state highway project to widen and improve Stellhorn Road for the Water Maintenance & Service Department. Due to time constraints of road contractor, the Department would like a "Prior Approval". The cost reflects the lowest and most responsive of three (3) vendors and should be awarded to Underground Pipe & Valve in the amount of \$39554.85. This will be assigned a purchase order upon Councilmanic Approval.

DEPARTMENT OF PURCHASES


P. Brent Myers, Director

CITY OF FORT WAYNE


Paul Helmke, Mayor

APPROVED:

ATTEST:

Sandra Kennedy, City Clerk

An Equal Opportunity Employer
One Main Street, Fort Wayne, Indiana 46802

DIGEST SHEET

TITLE OF ORDINANCE: Special

S-92-03-32

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 5046 for the purchase of water main materials for the Water Maintenance & Service Department. The cost reflects the lowest and most responsive of three (3) vendors.

IF NOT LOWEST, WHO WAS AND WHY WERE THEY NOT AWARDED:

EFFECT OF PASSAGE: Water main materials for replacement and upgrade of facilities in conjunction with State Highway project to widen and improve Stellhorn Road. (SR37)

IF REPLACEMENT, WHAT NECESSITATES:

EFFECT ON NON-PASSAGE: Water main is disconnected and out of service now to expedite road construction. If not reconnected, system cannot provide good service to Northeast.

PRIOR APPROVAL REQUESTED: YES

DATE: 3/24/92

MONIES INVOLVED: Underground Pipe

\$39554.85

PRICE AGREEMENT:

PURCHASE ORDER: YES

ACCOUNT INFORMATION:

W M & S

513-523-W107-4432

513-523-W154-4221

Prior approval - 3-12-92.

BILL NO. S-92-03-32

REPORT OF THE COMMITTEE ON CITY UTILITIES

JANET G. BRADBURY, CHAIRWOMAN
SAMUEL J. TALARICO, VICE CHAIRMAN
LUNSEY, LONG, GIAQUINTA

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the
awarding of Reference #5046 by the City of Fort Wayne, Indiana, by
and through its Department of Purchasing and UNDERGROUND PIPE &
VALVE, INC. for the Water Maintenance & Service Department

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Janet G. Bradbury
Sam J. Talarico
D.J. Schmitt
Thomas P. Henry

DATED: 4-14-92.

Sandra E. Kennedy
City Clerk